

RULE 3015-1. CHAPTER 13 – PLAN

- (a) **Form.** Any Chapter 13 plan and the Notice of Hearing on Confirmation filed in this District shall comport with Maine Bankruptcy Forms No. 2 and 2A in substance and in form.
- (b) **Signature(s).** Every plan or amendment thereto shall be signed by the debtor.
- (c) **Date.** Every plan or amendment thereto shall be dated as required by Fed.R.Bankr.P. 3015(c).

RULE 3015-2. CHAPTER 13 – AMENDMENTS TO PLANS

- (a) **Post-confirmation amendments.** Prior to filing a post-confirmation modification to a Chapter 13 plan, the proponent of the modification shall consult with the standing Chapter 13 trustee regarding the proposed modification, its feasibility and permissibility. A motion seeking approval of a modification shall be accompanied by a certification of the proponent or the proponent's counsel that such consultation has taken place and, if known, a statement of the trustee's position on the proposed modification.
- (b) **Form.** Any amended Chapter 13 plan filed in this District shall comport with Maine Bankruptcy Form No. 2 in substance and in form. Those parts of the amended plan that are changed from the previous plan shall be clearly identified.
- (c) **Service.** Within ten (10) days of filing an amended plan, debtor's counsel (or the debtor, if *pro se*) shall serve a copy of the amended plan on all parties in interest. Any amended plan filed before the last date for filing claims shall be served on all parties in interest as reflected on the mailing matrix, and as otherwise required by Rule; any amended plan filed after the last date for filing claims shall be served on those creditors who have filed proofs of claim with the Clerk, and as otherwise required by Rule. Confirmation of an amended plan shall be sought pursuant to D.Me.L.B.R. 3015-3 or 11 U.S.C. Sec. 1329, as appropriate.

RULE 3015-3. CHAPTER 13 – CONFIRMATION

(a) Service of Plan and Notice of Hearing on Confirmation.

- (1) *Obtaining a Hearing Date.* Within ten (10) days of the conclusion of the first meeting of creditors held pursuant to Sec. 341, debtor's counsel (or the debtor, if *pro se*) shall obtain a confirmation hearing date from the Clerk pursuant to D.Me.L.B.R. 9013-1(d).
- (2) *Service.* Within ten (10) days of the conclusion of the first meeting of creditors held pursuant to Sec. 341, debtor's counsel (or the debtor, if *pro se*) shall serve a copy of the debtor's current Chapter 13 plan and of the Notice of Hearing on Confirmation on all parties in interest as reflected by the mailing matrix, or as otherwise required by Rule.

(b) Hearing on Confirmation. Any party in interest is entitled to a hearing on confirmation of a Chapter 13 plan. In the absence of a timely filed objection to confirmation, the Court may rule on confirmation pursuant to D.Me.LBR 9013-1(g)(1).

(c) Filing of Claims. Claims shall be filed as provided by Fed.R.Bankr.P. 3002, 3004 or 3005.

(1) *Claim filed by creditor.* Any creditor who files or amends a proof of claim shall serve a copy on the trustee and counsel for the debtor, or upon the debtor directly if *pro se*.

(2) *Claim filed by debtor, trustee or co-debtor.* Any claim filed by the debtor, trustee or co-debtor on behalf of a creditor pursuant to Fed.R.Bankr.P. 3004 or 3005 shall be served on the creditor on whose behalf the proof is filed in addition to the parties to be served under paragraph (c)(1). Such timely filed claim shall be deemed allowed for the purposes of payment pursuant to Fed.R.Bankr.P. 3001(f) and D.Me.L.B.R. 3015-3(d) thirty (30) days from the date of service, except as otherwise provided by express order of Court.

(d) Allowance and Payment of Claims.

(1) *Claims allowed.* Pursuant to Fed.R.Bankr.P. 3001(f), a timely filed claim is allowed as filed except as otherwise determined upon objection by a party in interest, pursuant to the order allowing and disallowing claims after confirmation, or other order of court after notice and hearing.

(2) *Objections to claims.* A party in interest may object to a claim pursuant to Fed.R.Bankr.P. 3007. Objections shall be filed no later than thirty (30) days after the filing of the motion to allow claims filed pursuant to D.Me.L.B.R. 3015-3(d)(3).

(3) *Allowance and payment of claims.* The trustee may pay allowed secured and priority claims as filed pursuant to a confirmed plan unless an objection to such claim is pending. After the last date for filing claims, the debtor or the trustee shall file a motion to allow and disallow claims. Such motion may also address objections to claims, priority of claims, the avoidability of liens, and any other matter which may be raised pursuant to statute or rule. Payment of general unsecured claims shall be made only after the order allowing and disallowing claims except as otherwise authorized by order of Court. The motion(s) and order(s) shall comport with Maine Bankruptcy Forms 3 and 4 in substance and in form.

RULE 3015-4. CHAPTER 13 – ORDER FOR INTERIM PAYMENT [ABROGATED]